THE HON'BLE SRI JUSTICE V.ESWARAIAH

W.P.No.17332 of 1999

Between:

Sangani Durgayya and others. … Petitioners

and

The District Collector and others. … Respondents

THE HON'BLE SRI JUSTICE V.ESWARAIAH

W.P.No.17332 of 1999

ORDER:

The petitioners question the order of the District Collector, East Godavari District, Kakinada-1st respondent, dated 15-04-1999 in Ref.No.D4/8077/96, in rejecting the claims made by them on account of death of their kith and kin in the cyclone occurred on 06-11-1996 near the Sea-Coast of Bay of Bengal.

It is the case of the petitioners that in the cyclone occurred on 06-11-996, several people lost their lives and the Government, as per the order in G.O.Rt.No.1817, dated 15-11-1996, having announced ex-gratia of Rs.1,00,000/- each to the families of deceased persons, failed to pay the same on the ground that the petitioners failed to prove the death of their kith and kin. It is stated that earlier the petitioners filed W.P.Nos.29363 of 1998, W.P.No.33828 of 1998 and W.A.No.442 of 1898 before this Court and the same were disposed of directing the District Collector to get the matter enquired into and pass appropriate orders, after giving reasonable opportunity to all the concerned. Accordingly, the District Collector, after getting the matter enquired into, passed the impugned order rejecting the claims of all the petitioners on the ground that they failed to prove that their kith and kin have been died in the said cyclone.

A perusal of the impugned order goes to show that the District

Collector meticulously considered all the contentions of the petitioners and rightly held that the petitioners failed to establish that their kith and kin have been died in the said cyclone. Therefore, in the absence of any material with regard to the death of the kith and kin of the petitioners, it cannot be said that the District Collector erroneously rejected the claims of the petitioners. Therefore, I do not see any illegality or irregularity in the impugned order, so as to call for any interference by this Court under Article 226 of the Constitution of India.

Accordingly, the writ petition is dismissed. There shall be no order as to costs.

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26-09-2007

Prv